Serial Number: 10/738,410 Filing Date: December 16, 2003

Title: SYSTEMS AND METHODS FOR ADJUSTING TRANSMIT POWER IN WIRELESS LOCAL AREA NETWORKS

#### REMARKS

This responds to the Office Action mailed on August 31, 2007. Reconsideration is respectfully requested.

Claims 2, 7, 9, 19, 22 and 23 are amended, claims 1, 16-18 and 21 are canceled, and claims none are added; as a result, claims 2-15, 19, 20, 22-28 and 30 are now pending in this application.

#### Allowable Subject Matter

Claims 4-6, 10, 15, 24-28 and 30 were indicated to be allowable.

Claims 14, 22, and 23 were objected to as being dependent upon a rejected base claim, but were indicated to be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

Claim 14 is believed to be allowable because of its dependency through claim 3, which depends from claim 2. Claim 2 has been amended to depend from claim 4, which is stated to be allowable.

Claims 22 and 23 have rewritten in independent form including all of the limitations of the base claim and any intervening claims, and are therefore believed to be allowable.

## §102 Rejection of the Claims

Claims 1, 7-9, 16 and 19-21 were rejected under 35 U.S.C. § 102(e) as being anticipated by Watson et al. (U.S. 2004/0082356).

Claim 1 has been cancelled. Claim 2 has been amended to depend from claim 4, which is stated to be allowable. Claim 7 has been amended to depend from claim 4 and is therefore believed to be allowable. Claim 8 is believed to be allowable at least because of its dependency on claim 7. Claim 9 has been amended to depend from claim 4, and is therefore believed to be allowable.

Claims 16 and 21 have been cancelled. Claim 19 has been amended to depend from claim 22 which is stated to be allowable. Claim 20 is believed to be allowable at least because of its dependency on claim 19.

Accordingly, the rejection of claims 1, 7-9, 16 and 19-21 under 35 U.S.C. § 102(e) has been overcome

## §103 Rejection of the Claims

Claims 2, 3, 17 and 18 were rejected under 35 U.S.C. § 103(a) as being unpatentable over Watson et al. in view of Choi et al. (U.S. 2002/0168993).

Claims 11-13 were also rejected under 35 U.S.C. § 103(a) as being unpatentable over Watson et al.

Claim 2 has been amended to depend from claim 4, which is stated to be allowable.

Claims 3, 11, 12, and 13 are believed to allowable at least because of their dependency on claim 2. Claims 17 and 18 have been cancelled.

Accordingly, the rejection of claims 2, 3, 11 – 13, 17 and 18 under 35 U.S.C. § 103(a) has been overcome.

# CONCLUSION

Applicant respectfully submits that the claims are in condition for allowance and notification to that effect is earnestly requested. The Examiner is invited to telephone Applicant's attorney at (480) 659-3314 to facilitate prosecution of this application.

If necessary, please charge any additional fees or credit overpayment to Deposit Account No. 19-0743.

Respectfully submitted,

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